

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
GREENVILLE DIVISION**

GEORGE D. METZ, II

Plaintiff,

v.

CITY OF EASLEY, SOUTH CAROLINA,

Defendant.

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) C/A No. 8:23-cv-01159-DCC-KFM  
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**DEFENDANT'S NOTICE OF MOTION AND MOTION TO DISMISS PURSUANT TO  
RULE 12(b)(6), FRCP**

PLEASE TAKE NOTICE that ten (10) days after the date of service hereof, or at such other further time and place as the Court deems appropriate, the Defendant named above, by and through their undersigned counsel, will move before this Court, pursuant to Rule 12(b)(6), *FRCP*, to dismiss this action for failure to state facts sufficient to constitute a cause of action for which relief can be granted. This Motion is supported by the Memorandum filed of even date herewith.

I hereby certify that this Motion is meritorious and not intended merely for delay.

Respectfully submitted,

DUGGAN & HUGHES, LLC

s/Daniel R. Hughes

Daniel R. Hughes

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ATTORNEYS FOR DEFENDANT

Dated: August 19, 2024  
Greer, South Carolina